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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
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12 UNITED STATES OF AMERICA, ) No. CR 06-0095 JF  
13 Plaintiff, )  
14 vs. ) **STIPULATION AND [PROPOSED]**  
15 FRANCISCO ALCAZAR, ) **ORDER CONTINUING SENTENCING**  
16 Defendant. ) **HEARING**  
17 )  
18 )

18 **STIPULATION**

19 Defendant Francisco Alcazar, by and through his attorneys, and the United States, by and  
20 through Assistant United States Attorney Richard Cheng, hereby agree and stipulate to continue  
21 the sentencing hearing now scheduled for January 13, 2010, at 9:00 a.m., to February 3, 2010, at  
22 9:00 a.m.

23 The parties so stipulate because, due to defense counsel's trial schedule and other  
24 scheduling conflicts, the defendant was not able to interview with the probation officer assigned  
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1 to his case until December 9, 2009. Following the interview, the probation officer requested that  
2 the sentencing date be continued to February 3, 2010, to allow her fully to complete her report.

3 IT IS SO STIPULATED  
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5 Date: December 17, 2009

/S/

6 Daniel Olmos  
7 Attorney for Defendant Francisco Alcazar  
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9 Date: December 17, 2009

/S/

10 Richard Cheng  
11 Assistant United States Attorney  
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**ORDER**

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that the sentencing hearing currently set for January 13, 2010, is continued to February 3, 2010, at 9:00 a.m. The Court finds good cause for the continuance.

Date: 12/18/09

  

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Hon. Jeremy Fogel  
United States District Judge